

Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, DC, 20554

In the Matter of )  
Creation of a Low ) MB Docket No. 99-25  
Power Radio Service ) INQUIRY

A close examination of a matter in a search for information or truth.

Friday, December 02, 2005

Ms. Marlene H. Dortch  
Office of the Secretary  
Federal Communications Commission  
445 Twelfth Street, S.W.  
12th Street Lobby - TW - A325  
Washington, D.C. 20554

My name is Joseph D'Alessandro (WREBG-LP), I am a Direct TV subscriber \$93.00 per month. I own a LPFM non commercial radio station, to serve a small community.

Direct TV now has XM radio.

Point of Fact and/or Authority  
Federal Law Code of Federal Register.  
[Code of Federal Regulations]  
[Title 47, Volume 4]  
[Revised as of October 1, 2004]  
From the U.S. Government Printing Office via GPO Access  
[CITE: 47CFR73.879] [Page 282]

TITLE 47--TELECOMMUNICATION CHAPTER I--FEDERAL COMMUNICATIONS COMMISSION  
(CONTINUED)

PART 73\_RADIO BROADCAST SERVICES--Table of Contents Subpart G\_Low Power FM  
Broadcast Stations (LPFM)

Sec. 73.879 Signal retransmission. An LPFM licensee may not retransmit, either terrestrially or via

satellite, the signal of a full-power radio broadcast station.

Point Of Fact Noted by REC Networks

Non-Commercial Nature of LPFM programming

Can an LPFM station relay a program from a full power station?

No. (See 73.879) However, a full power station can relay the program of an LPFM station. This rule is to prevent

LPFM stations from being used as translators. We do note that although it's illegal for an LPFM station to

rebroadcast a full power station, it is not illegal to rebroadcast a satellite radio network that happens to be

also carried over full power stations.

(annotation by Joseph D'Alessandro) it is not illegal to rebroadcast a satellite radio network (XM) that is rebroadcast, carried over Direct TV. If a non-commercial entity, and/or a separate and distinct existence if they choose, to select from a number of possible alternatives, decide on and pick out.

October 01, 2005

This is illegal without a petition for rulemaking

#### Satellite Radio Joins With Satellite TV

DirecTV subscribers who like listening to the Music Choice option will notice a change to their music-only satellite TV offerings beginning on November 15, 2005, as XM radio becomes the replacement for Music Choice. XM is the top satellite radio service in the U.S., offering pay radio service that was initially targeted towards travelers and portable audio devices, but has recently entered the home listening environment with incorporation of XM Tuners into several Home Theater Receivers. With the addition of DirecTV, XM radio will have access an additional 14 million potential listeners. Although XM typically requires a paid subscription fee, DirecTV Total Choice subscribers will pay no additional cost to access 50 of the XM radio channels, while DirecTV Total Choice Plus subscribers will be able to access over 60 XM channels. For additional details on how XM is being integrated into DirecTV service and how it affects the consumer, check out announcement posted on Yahoo Finance. In addition, for more information on XM Satellite Radio, check out the XM Radio

1. Text intended to separate ideas.

When XM Satellite Radio signed a contract with Direct TV to rebroadcast ( to

broadcast again on DIRECT TV (a radio or television program being simultaneously received from another source) and/or to repeat (a broadcast) at a later time. XM Satellite Radio a Non-Commercial Satellite Radio Music. XM Satellite Radio forfeited its legal rights, not to allow non commercial low power community radio, stations who subscribe, ( PAY FOR DIRECT TV ).

2. Text intended to separate ideas Direct TV is Commercial Satellite not Non-Commercial the majority of programs (air) public utterance commercial and/or commercials.

Futhermore XM Satellite Radio violated there initial act or fact of intending to broadcast XM Satellite Radio to Motor Vehicles through XM Satellite Radio equipment and dealers as Delphi XM MyFi not through DIRECT TV ( rebroadcast). XM Satellite Radio encroach upon in a way that violates law or the rights of others and/or gives the legal right to LPFM if they choose, to select from a number of possible alternatives, decide on and pick out, XM Satellite radio to broadcast through LPFM community radio.

3. Text intended to separate ideas.

Direct TV and XM Satellite Radio has forfeited and/or (a breach of contract), to whom may rebroadcast XM Satellite Radio if they choose, to select from a number of possible alternatives, decide on and pick out.

May God Bless You and Your Families

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